

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS

TYLER DIVISION

WILLIE WILLIAMS, #1974288	§	
VS.	§	CIVIL ACTION NO. 6:15cv1131
DIRECTOR, TDCJ-CID	§	

MEMORANDUM OPINION ADOPTING REPORT AND  
RECOMMENDATION OF THE UNITED STATES MAGISTRTE JUDGE

Petitioner Willie Williams, *pro se*, filed this petition for writ of habeas corpus under 28 U.S.C. § 2254 alleging the illegality of his conviction. The cause of action was referred to the United States Magistrate Judge, the Honorable Judge K. Nicole Mitchell for findings of fact, conclusions of law, and recommendations for the disposition of the petition.

On February 20, 2018, Judge Mitchell issued a Report, (Dkt. #16), recommending that Williams' petition be dismissed with prejudice. A copy of this Report was sent to Williams at his known address, return receipt requested. The Texas Department of Criminal Justice (TDCJ) returned the correspondence and notified the Court that Williams had been transferred to the Telford Unit, (Dkt. #17). On March 2, 2018, the Court then remailed the Report to Williams at his Telford address. However, to date, no objections have been filed. A search through TDCJ's online records shows that Williams is no longer in the system. The Court notes that Williams has not communicated with the Court since December 2015.

Consequently, Williams is barred from *de novo* review by the District Judge of those findings, conclusions, and recommendations and, except upon grounds of plain error, from appellate review of the unobjected-to proposed factual findings and legal conclusions accepted and

adopted by the district court. *Douglass v. United Services Auto. Association*, 79 F.3d 1415, 1430 (5th Cir. 1996) (*en banc*).

The Court has reviewed the pleadings in this cause and the Report of the Magistrate Judge. Upon such review, the Court has determined that the Report of the Magistrate Judge is correct. *See United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir.), *cert. denied*, 492 U.S. 918, 109 S.Ct. 3243 (1989) (where no objections to a Magistrate Judge's Report are filed, the standard of review is "clearly erroneous, abuse of discretion and contrary to law."). Accordingly, it is

**ORDERED** that that the Report of the United States Magistrate Judge, (Dkt. #16), is **ADOPTED** as the opinion of the court. Further, it is

**ORDERED** that Petitioner's petition for a writ of habeas corpus is **DISMISSED** with prejudice. Finally, it is

**ORDERED** that any and all motions which may be pending in this case are hereby **DENIED**.

So **ORDERED** and **SIGNED** February 2, 2019.

A handwritten signature in black ink, appearing to read "Ron Clark", is written above a horizontal line.

Ron Clark, Senior District Judge